

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

VIAMEDIA, INC.,

Plaintiff,

v.

COMCAST CORPORATION, and
COMCAST CABLE
COMMUNICATIONS
MANAGEMENT, LLC

Defendants.

Case No. 1:16-cv-05486

Hon. Charles R. Norgle

**VIAMEDIA, INC.’S MOTION FOR LEAVE TO
FILE CERTAIN DOCUMENTS UNDER SEAL**

Plaintiff Viamedia, Inc. (“Viamedia”), by and through its undersigned counsel, respectfully moves the Court, pursuant to Federal Rule of Civil Procedure 26(c) and Local Civil Rule 26.2, for leave to file certain documents under seal. In support, Viamedia states as follows:

1. Viamedia submits this Motion for Leave to File Under Seal four documents (the “Documents”) cited in Viamedia’s Reply in Support of Its Motion for Protective Order, dated October 7, 2020 (the “Reply”).

2. The Documents, which are attached as exhibits to this motion, have been designated “Confidential” by Viamedia under the Agreed Confidentiality Order entered by this Court on December 2, 2016 (ECF No. 44).

3. Pursuant to Local Civil Rule 26.2, Viamedia has provisionally filed the Documents under seal, and Viamedia has also simultaneously filed the Reply, with placeholders for the Documents.

4. Documents or portions thereof that contain trade secrets or other “legitimately

confidential information” that, if disclosed, could cause undue private or public harm may be kept under seal. *See e.g., County Materials Corp. v. Allan Block Corp.*, 502 F.3d 730, 740 (7th Cir. 2007); *Citizens First Nat’l Bank v. Cincinnati Ins. Co.*, 178 F.3d 943, 944-46 (7th Cir. 1999). The Court, upon a proper showing that a document contains confidential commercial information may issue a protective order to maintain the confidentiality of that information. *E.g., Citizens First*, 178 F.3d at 945-46. Here, the parties have been operating under the aforementioned Agreed Confidentiality Order entered by this Court on December 2, 2016. Sealing the documents referenced below is consistent with that Agreed Confidentiality Order.

WHEREFORE, Viamedia respectfully requests that the Court enter an Order pursuant to Federal Rule of Civil Procedure 26(c) and Local Civil Rule 26.2, granting Viamedia leave to file the Documents under seal.

Dated: October 7, 2020

Respectfully submitted,

/s/ Richard J. Prendergast

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CERTIFICATE OF SERVICE

I, Richard J. Prendergast, an attorney of record in the above-captioned case, hereby certify that on October 7, 2020, I caused to be served a true and correct copy of Viamedia, Inc.'s Motion for Leave to File Certain Documents Under Seal upon the following counsel via electronic means:

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/s/ Richard J. Prendergast